

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF PENNSYLVANIAJOSEPH DiGENOVA  
SHOP STEWARD - A LIST  
BANQ SERVERS LOCAL 274

10 3110

(In the space above enter the full name(s) of the plaintiff(s).)

- against -

COMPLAINTJury Trial: ☒ Yes ☐ No

(check one)

LYNNE FOX  
MANAGER SCINT BOARD

(In the space above enter the full name(s) of the defendant(s). If you cannot fit the names of all of the defendants in the space provided, please write "see attached" in the space above and attach an additional sheet of paper with the full list of names. The names listed in the above caption must be identical to those contained in Part I. Addresses should not be included here.)

**I. Parties in this complaint:**

- A. List your name, address and telephone number. If you are presently in custody, include your identification number and the name and address of your current place of confinement. Do the same for any additional plaintiffs named. Attach additional sheets of paper as necessary.

Plaintiff

Name

Street Address

County, City

State &amp; Zip Code

Telephone Number

JOSEPH DiGENOVA

827 SOUTH 49 TH ST

PHILA

PA 19143

215-280-2542

- B. List all defendants. You should state the full name of the defendants, even if that defendant is a government agency, an organization, a corporation, or an individual. Include the address where each defendant can be served. Make sure that the defendant(s) listed below are identical to those contained in the above caption. Attach additional sheets of paper as necessary.

Defendant No. 1

Name

LYNNE FOX

Street Address

22 SOUTH 22ND ST

County, City

PHILA PHILA

State &amp; Zip Code

PA 19143

Defendant No. 2

Name

Street Address

County, City

State &amp; Zip Code

Defendant No. 3

Name

Street Address

County, City

State &amp; Zip Code

Defendant No. 4

Name

Street Address

County, City

State &amp; Zip Code

## II. Basis for Jurisdiction:

Federal courts are courts of limited jurisdiction. Only two types of cases can be heard in federal court: cases involving a federal question and cases involving diversity of citizenship of the parties. Under 28 U.S.C. § 1331, a case involving the United States Constitution or federal laws or treaties is a federal question case. Under 28 U.S.C. § 1332, a case in which a citizen of one state sues a citizen of another state and the amount in damages is more than \$75,000 is a diversity of citizenship case.

- A. What is the basis for federal court jurisdiction? (check all that apply)



Federal Questions



Diversity of Citizenship

- B. If the basis for jurisdiction is Federal Question, what federal Constitutional, statutory or treaty right is at issue? TITLE II 29 USC 431 & 29 USC 436

C. If the basis for jurisdiction is Diversity of Citizenship, what is the state of citizenship of each party?

Plaintiff(s) state(s) of citizenship \_\_\_\_\_

Defendant(s) state(s) of citizenship \_\_\_\_\_

### III. Statement of Claim:

State as briefly as possible the facts of your case. Describe how each of the defendants named in the caption of this complaint is involved in this action, along with the dates and locations of all relevant events. You may wish to include further details such as the names of other persons involved in the events giving rise to your claims. Do not cite any cases or statutes. If you intend to allege a number of related claims, number and set forth each claim in a separate paragraph. Attach additional sheets of paper as necessary.

A. Where did the events giving rise to your claim(s) occur? 22 SOUTH 22 ND ST  
PHILA PA 19103 UNION HALL

B. What date and approximate time did the events giving rise to your claim(s) occur? 3/10  
6-9-10

C. Facts: APPROXIMATE MARCH 2010-ANN GLASGOW  
RETIRED & I WAS NOT NOTIFIED - EVEN THOUGH  
I WAS ELECTED BY MAJORITY OF A LIST TO  
BE SHOP STEWARD

ON MAY 20, 2010 - A LIST REQUESTED TO REVIEW  
SALARIES & PAYOUTS OF LOCAL 274 REPRESENTATIVES  
UNDER TITLE II - RETENTION OF RECORDS. ON  
MAY 25 - I CALL UNION TO SCHEDULE APPOINTMENT  
WITH LYNNE FOX & A LIST AT UNION HALL  
TO REVIEW - NO ANSWER, LEFT MESSAGE - NO  
REPLY TO DATE

I WAS DISMISSED & REINSTATED AT UNIVERSITY  
CITY SHERATON. THE UNION DID NOT NOTIFY ME  
OF REINSTATEMENT ON 5/27/10. THE HOTEL  
SENT ME A COPY ON 6/8/10. ON 6/2 - 6/3  
6/4 - 6/9 WAS JOBS THAT I WAS NOT  
SCHEDULED FOR. I WAS TOLD BY CATHY & STEVE  
QUORCU & AUTHOR DAVIS OF DATES

What  
happened  
to you?

Who did  
what?

Was  
anyone  
else  
involved?

Who else  
saw what  
happened?

**IV. Injuries:**

If you sustained injuries related to the events alleged above, describe them and state what medical treatment, if any, you required and received. \_\_\_\_\_

**V. Relief:**

State what you want the Court to do for you and the amount of monetary compensation, if any, you are seeking, and the basis for such compensation.

TO GRANT SAME AS PREVIOUS

I declare under penalty of perjury that the foregoing is true and correct.

Signed this 25 day of JUNE, 2010.

Signature of Plaintiff

Mailing Address

Joseph O. Menova  
837 SOUTH 49TH ST  
PHILA PA 19143

Telephone Number

215-280-2542

Fax Number (if you have one)

E-mail Address

Note: All plaintiffs named in the caption of the complaint must date and sign the complaint. Prisoners must also provide their inmate numbers, present place of confinement, and address.

For Prisoners:

I declare under penalty of perjury that on this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, I am delivering this complaint to prison authorities to be mailed to the Clerk's Office of the United States District Court for the Eastern District of Pennsylvania.

Signature of Plaintiff: \_\_\_\_\_

Inmate Number \_\_\_\_\_